



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Richard G. Vile et al.                      Art Unit : 1636  
Serial No. : 09/721,391                                      Examiner : Nguyen, Quang  
Filed : November 22, 2000  
Title : GENE EXPRESSION BY POSITIVE FEEDBACK ACTIVATION OF A CELL  
TYPE-SPECIFIC PROMOTER

**Mail Stop Sequence**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

VERIFIED STATEMENT UNDER 37 CFR §1.821(f)

I, Jennifer H. Payne, declare that I personally prepared the paper and the computer-readable copy of the Sequence Listing filed herewith for the above-identified application and that the content of both is the same.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of The United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: January 26, 2004

  
Jennifer H. Payne

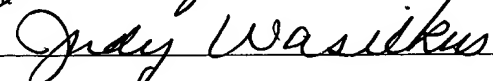
Fish & Richardson P.C., P.A.  
60 South Sixth Street  
Suite 3300  
Minneapolis, MN 55402  
Telephone: (612) 335-5070  
Facsimile: (612) 288-9696

10361958.doc

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

January 28, 2004  
Date of Deposit

  
Signature

JUDY WASILUK  
Typed or Printed Name of Person Signing Certificate